

1/24/83

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Mr. J.H. Heffner  
Sporlan Valve Company  
7525 Sussex Avenue  
St. Louis, Missouri 63143

RE: MOD006299200

Dear Mr. Heffner:

We have begun processing your June 8, 1982 request to delete the treatment-storage-disposal designation from the above facility. In order to make a decision, it will be helpful if you can specifically address the items listed below. This letter of documentation should be signed by the individual who was the authorized signator on your original notification and Part A. (See 40 CFR 122.6.) Once we have received your response, our engineering staff will review it and your file to determine that next step. In some cases, determinations for a status change can be made from this review; in others an inspection or a request for additional information will be required.

In order to expedite your request it is necessary that we receive your documentation within 30 days of receipt of this letter. Your response and any questions you may have about its preparation should be addressed to Mrs. Betti Harris at 816-374-6534. Her role will be to see that you have the necessary procedural information and to track the progress of your request through our review.

1. Was your Part A submitted as a "protective filing" to assure compliance with interim status under Resource Conservation and Recovery Act (RCRA)?
2. Did you ever handle hazardous waste as a TSD facility; i.e., did you ever store wastes in containers for more than 90 days?

What part does the treatment tank currently play in your waste management process?

Under 40 CFR 122.21(d), 264.1(g) and 265.1(c), owners or operators of wastewater treatment units as defined below are exempt from the requirements of Parts 122, 264 and 265.

"Wastewater treatment unit" means a device which:  
(1) is part of a wastewater treatment facility which is subject to regulation under either Section 402 or 307(b) of the Clean Water Act; (2) receives and treats or stores an influent wastewater or sludge which is a hazardous waste as defined in 40 CFR 261.3, or generates and accumulates a wastewater treatment sludge which is a hazardous waste as defined in 40 CFR 261.3; and (3) meets the definition of tank in 40 CFR 260.10.

CONCURRENCES					
SYMBOL	NAME	DATE	DATE	DATE	DATE
SPRS	SPRS	PMTS	PMTS	WMBR	
HARRIS	MCLAUGHLIN	STEWART	HARRINGTON	MOREY	
	Langdon	RLS	1/20	1/24	

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1-20

1/20

1/24/83

R00007442  
RCRA Records Center



If you concur that your T01 treatment unit qualifies under the above exemption, please amend your application and notification as appropriate. However, please note that regulations were proposed on November 17, 1980, which would make this treatment unit subject to regulation under 40 CFR Part 266. If this treatment unit becomes subject to further regulation in the future, you will need to meet the additional requirements imposed at that time.

The above exemption from 40 CFR Parts 122, 264 and 265 applies only to the wastewater treatment units at your facility. It also does not exempt you from any applicable generator or transporter requirements in 40 CFR parts 262 and 263. The actual waste streams discharged to a publicly-owned treatment works would be subject to regulation under Section 307(b) of the Clean Water Act. Your discharge would have to comply with the pretreatment standards for your facility.

3. Were you or are you now under a compliance order from EPA or MDNR on any part of your waste management operation? Have you ever been inspected by EPA or by MDNR staff?

4. Do you have a closure/post closure plan as required by 40 CFR Part 265? What is your present status with regard to this plan?

If you have ever handled hazardous waste as a TSD facility, you must close the TSD facility before we can return your Part A application, i.e., for container storage, all waste stored over 90 days must be removed and the storage area decontaminated. Then the same area can be used for storage under the generator regulations.

You should remove all hazardous waste which has been stored on-site longer than 90 days and notify us when this is accomplished. A copy of the manifest should be included with the letter. You should also clean up any contamination from the storage operation and state in your letter that all hazardous wastes and residues have been removed.

5. Please explain the specific changes in process and/or other justification that would enable you to drop your TSD status. Also, please request the return of your Part A, and complete the enclosed notification form to reflect your new status. Note: If you no longer wish to be a TSD, be very sure that you do not inadvertently mark the TSD block in Section VI of the notification.

You should also be aware that even though you have requested a status change, you must still comply with 40 CFR Part 265, Subpart H of the RCRA until we return your Part A application. This Subpart covers financial liability and is effective July 6, 1982, for closure and post closure financial mechanisms and July 15, 1982, for sudden liability insurance requirements.



You should also be aware that the action you have requested pertains only to the Federal RCRA program and does not dismiss you from the necessity to comply with the Missouri Solid and Hazardous Waste Laws and Regulations, 260.200 - 260.240 RSMo and 260.350 - 260.430 RSMo respectively. If you have any questions concerning this, please contact the Waste Management Program of the Missouri Department of Natural Resources.

We will look forward to your prompt response.

Sincerely yours,

Robert L. Morby  
Chief, Waste Management Branch  
Air and Waste Management Division

Enclosures

cc: David Bedan, Director  
Waste Management Program, MDNR

bcc: Mike Sanderson, AWCM